

**STATE OF SOUTH CAROLINA**

**(Caption of Case)**

**Application of Cricket Communications, Inc. for  
Designation as an Eligible Telecommunications  
Carrier pursuant to Section 214(e)(2)  
of the Communications Act**

**BEFORE THE  
PUBLIC SERVICE COMMISSION  
OF SOUTH CAROLINA**

# COVER SHEET

**DOCKET**  
**NUMBER:** 2010 - 21 - C

(Please type or print)

**Submitted by:** John M.S. Hoefer

**SC Bar Number:** 2549

**Telephone:** 803-252-3300

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**Other:**

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Columbia, SC 29202

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NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

**DOCKETING INFORMATION** (Check all that apply)

☐ **Emergency Relief demanded in petition**

☐ Request for item to be placed on Commission's Agenda expeditiously

☐ **Other:****INDUSTRY (Check one)****NATURE OF ACTION (Check all that apply)**

☐ Electric

☐ Electric/Gas

☐ Electric/Telecommunications

☐ Electric/Water

☐ Electric/Water/Telecom.

☐ Electric/Water/Sewer

☐ Gas

☐ Railroad

☐ Sewer

☒ Telecommunications

☐ Transportation

☐ Water

☐ Water/Sewer

☐ Administrative Matter

☐ Other:

- ☐ Affidavit
- ☐ Agreement
- ☐ Answer
- ☐ Appellate Review
- ☒ Application
- ☐ Brief
- ☐ Certificate
- ☐ Comments
- ☐ Complaint
- ☐ Consent Order
- ☐ Discovery
- ☐ Exhibit
- ☐ Expedited Consideration
- ☐ Interconnection Agreement
- ☐ Interconnection Amendment
- ☐ Late-Filed Exhibit

- ☐ Letter
- ☐ Memorandum
- ☐ Motion
- ☐ Objection
- ☐ Petition
- ☐ Petition for Reconsideration
- ☐ Petition for Rulemaking
- ☐ Petition for Rule to Show Cause
- ☐ Petition to Intervene
- ☐ Petition to Intervene Out of Time
- ☐ Prefiled Testimony
- ☐ Promotion
- ☐ Proposed Order
- ☐ Protest
- ☐ Publisher's Affidavit
- ☐ Report

☐ Request

☐ Request for Certification

☐ Request for Investigation

☐ Resale Agreement

☐ Resale Amendment

☐ Reservation Letter

☐ Response

☐ Response to Discovery

☐ Return to Petition

☐ Stipulation

☐ Subpoena

☐ Tariff

☐ Other:

**Print Form**

## Reset Form

**WILLOUGHBY & HOEFER, P.A.**

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January 7, 2010

**VIA HAND-DELIVERY**

The Honorable Charles L.A. Terreni  
Chief Clerk/Administrator  
**Public Service Commission of South Carolina**  
101 Executive Center Drive  
Columbia, South Carolina 29210

RE: Application of Cricket Communications, Inc. for designation as an  
Eligible Telecommunications Carrier pursuant to Section 214(e)(2) of the  
Communications Act.

Dear Mr. Terreni:

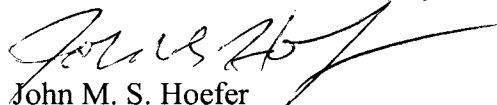
Enclosed for filing please find the original and two (2) copies of an Application, associated draft Notice of Filing and Hearing and cover sheet in the above-referenced matter. I would appreciate your acknowledging receipt of these documents by date-stamping the extra copies enclosed and returning them to via person delivering same.

By copy of this letter, I am serving the Office of Regulatory Staff with a copy of same and enclose a certificate of service to that effect.

If you have any questions or if you need any additional information, please do not hesitate to contact us.

Sincerely,

**WILLOUGHBY & HOEFER, P.A.**

  
John M. S. Hoefer

JMSH/ccm

Enclosures

cc: Honorable C. Dukes Scott

**BEFORE**  
**THE PUBLIC SERVICE COMMISSION OF**  
**SOUTH CAROLINA**

**DOCKET NO. 2010-\_\_\_\_\_-C**

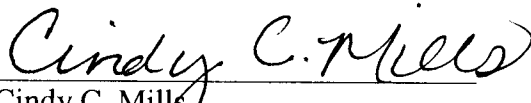
IN RE:

Application of Cricket Communications,  
Inc. for designation as an Eligible  
Telecommunications Carrier pursuant  
to Section 214(e)(2) of the  
Communications Act

**CERTIFICATE OF SERVICE**

This is to certify that I have caused to be served this day one (1) copy of **Cricket Communication's Application** by placing same in the care and custody of the United States Postal Service with first class postage affixed thereto and addressed as follows:

Honorable C. Dukes Scott  
**Office of Regulatory Staff**  
Post Office Box 11263  
Columbia, South Carolina 29211

  
Cindy C. Mills

Columbia, South Carolina  
This 7<sup>th</sup> day of January, 2010.

**PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA**

**DOCKETING DEPARTMENT**

**NOTICE OF FILING AND HEARING**

**DOCKET NO 2010-\_\_-C**

Cricket Communications, Inc. ("Cricket") has filed an Application with the Public Service Commission of South Carolina (Commission) for designation as an Eligible Telecommunications Carrier (ETC) pursuant to Section 214(e)(2) of the Telecommunications Act of 1934, as amended, and S.C. Code Ann. Regs. 103-690. Cricket seeks ETC designation solely to provide Lifeline and Link Up service to qualifying households South Carolina consumers in Berkeley, Charleston, Colleton, Dorchester, Lancaster and York Counties. Cricket does not seek access to funds from the Federal Universal Service Fund (USF) for the purpose of providing service to high cost areas. Cricket will provide Lifeline and Link Up service to qualifying customers requesting these services in these South Carolina Counties pursuant to the universal service program and in accordance with 47 C.F.R. § 54.202(a)(1).

Cricket is a provider of advanced wireless services ("AWS") in various parts of the State of South Carolina. The Application reveals that Cricket provides CMRS service in portions of the State of South Carolina.

A Copy of the Company's entire Application can be found on the Commission's website at [www.psc.sc.gov](http://www.psc.sc.gov) under Docket No. 2010-\_\_-C. A copy of the Application is also available from John M. S. Hoefer, Esquire, P.O. Box 8416, Columbia, South Carolina 29202.

**PLEASE TAKE NOTICE** that a hearing on the above matter may be scheduled before the Commission or its hearing examiner in the Commission's Hearing Room at 101 Executive Center Drive, Saluda Building, Columbia, South Carolina.

Any person who wishes to participate in this matter, as a party of record with the right of cross-examination, should file a Petition to Intervene in accordance with the Commission's Rules of Practice and Procedure on or before \_\_\_\_, 2010, and indicate the amount of time required for his/her presentation. Please include an email address for receipt of future Commission correspondence in the Petition to Intervene. ***Please refer to Docket No. 2010-\_\_-C.***

Any person who wishes to testify and present evidence at the hearing should notify the Docketing Department, in writing, at the address below, the Office of Regulatory Staff at 1401 Main Street, Suite 900, Columbia, South Carolina 29201, and John M. S. Hoefer, Esquire, at the address above on or before \_\_\_\_, 2010 and indicate the amount of time required for his/her presentation. ***Please refer to Docket No. 2010-\_\_-C.***

Any person who wishes to be notified of any changes in the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Docketing Department, in writing, at the address below on or before \_\_\_\_, 2010. ***Please refer to Docket No. 2010-\_\_-C.***

**PLEASE TAKE NOTICE:** Any person who wishes to have his or her comments considered as part of the official record of this proceeding **MUST** present such comments, in person, to the Commission during the hearing.

Persons seeking information about the Commission's Procedures should contact the Commission at (803) 896-5100.

Public Service Commission of South Carolina  
Attn: Docketing Department  
Post Office Drawer 11649  
Columbia, South Carolina 29211

BEFORE THE  
PUBLIC SERVICE COMMISSION  
OF SOUTH CAROLINA

DOCKET NO. 2010-21-C

Re:	Application of Cricket Communications,	)	
	Inc. for Designation as an Eligible	)	
	Telecommunications Carrier	)	
	pursuant to Section 214(e)(2)	)	APPLICATION
	of the Communications Act	)	
	_____	)	

Cricket Communications, Inc. ("Cricket"), hereby applies, pursuant, to 47 U.S.C. § 214(e)(2) and 26 S.C. Code Ann. Regs. 103-690 (2008), for designation as an Eligible Telecommunications Carrier ("ETC") in Berkeley, Charleston, Colleton, Dorchester, Lancaster and York counties **solely for the purpose of receiving low income support** from the federal universal service fund ("FUSF"). For the reasons set forth below, Cricket submits that it meets all requirements of law and regulation for the limited ETC designation sought hereby and in support thereof, would respectfully show unto this Honorable Commission as follows:

**BACKGROUND**

1. Cricket is a Delaware corporation authorized to do business in the State of South Carolina, and provides advanced wireless service ("AWS") using its own facilities in Berkeley, Charleston, Colleton, Dorchester, Lancaster and York counties pursuant to authorizations of the Federal Communications Commission ("FCC").<sup>1</sup>

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<sup>1</sup>Specifically, Cricket holds FCC licenses AW-BEA026-C authorizing it to provide AWS in the Charleston-North Charleston economic area and AW-BEA023-C authorizing it to provide AWS in the Charlotte-Gastonia (NC) and Rock Hill (SC) economic area (the latter of which includes other counties in South Carolina where Cricket presently has no facilities). Although 47 CFR §27.4 defines AWS simply as "[a] radiocommunication service licensed pursuant to this

2. The authorized representatives of Cricket in this proceeding are the undersigned and all correspondence, communications, pleadings, notices, orders and decisions relating to this Application should be addressed to same.

**OFFER OF SERVICES IN COMPLIANCE WITH 47 CFR §54.101**

3. As an AWS provider, Cricket is a carrier allowed to seek ETC designation from this Commission under 47 USC §214(e). See *Federal-State Joint Board on Universal Service*, First Report and Order, 12 FCC Recd 8776, 8858-59, ¶145 (“*First Report and Order*”). Under R. 103-690.C, a carrier seeking ETC designation must offer and advertise the services contemplated under 47 CFR §54.101. These services, and the bases upon which Cricket asserts that it is capable of offering same, are as follows:

(a) Voice grade access to the public switched telephone network (“PSTN”).

Cricket’s system is capable of transmitting and receiving voice communications, including signaling that a subscriber seeks to place a call or that a call is incoming by interconnection arrangements with local exchange carriers (“LECs”).

(b) Local usage. Cricket offers a wide variety of local usage plans which are comparable to those offered by incumbent LECs in the area proposed for designation. Attached as Exhibit “A” are descriptions of Cricket’s local calling plans which are offered in the area requested for designation, each of which

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part for [certain] frequency bands”, it has been described by the FCC as “the collective term used for new and innovative fixed and mobile terrestrial applications using bandwidth that is sufficient for the provision of a variety of applications, including those using voice and data (such as internet browsing, message services and full-motion video) content.” See *Public Notice, Auction of Advanced Wireless Services Licenses*, AU Docket No. 06-30, January 31, 2006. AWS has commonly been associated with the so-called “third generation” or (“3G”) wireless services. *Id.* Cricket is also a commercial mobile radio service (“CMRS”) provider which holds ETC designation from this Commission in certain portions of Beaufort, Hampton and Jasper

reflects a local calling area greater than the local calling area of the incumbent LECs. Cricket provides rate plans which include not only a substantial local calling area, but a usage component that provides excellent consumer values given that each provides for unlimited local calling. Because Cricket offers multiple rate plans which afford universal service, subscribers have the opportunity to select a rate plan that best suits their needs based on calling areas and local calling included in each such plan.

(c) Dual tone multi-frequency signaling or equivalent ("DTMF"). Cricket provides a method of signaling that facilitates the transportation of call set-up and call detail information through the use of out-of-band digital signaling and in-band multi-frequency signaling that is the functional equivalent to DTMF signaling, in accordance with the FCC's requirements

(d) Single-party service or equivalent. Cricket allows a wireless subscriber use of a dedicated message path for the length of a particular transmission by providing a dedicated message path for the length of a users' wireless transmission.

(e) Access to emergency services. Cricket currently provides its customers with access to emergency services through 911 dialing throughout the proposed designation area. Where a public safety answering point ("PSAP") has enhanced 911 capability, Cricket also delivers automatic numbering information ("ANI") and automatic location information ("ALI"). Further, Cricket pays all applicable E-911 fees in a timely manner.

(f) Access to operator services. Cricket provides access to automatic and live

assistance for subscribers to arrange for billing or completion of a telephone call.

(g) Access to interexchange service. Cricket makes interexchange or toll call capability available to subscribers through interconnection agreements with interexchange carriers ("IXCs"). On the majority of Cricket's plans, interexchange calls are unlimited (i.e., they can be made for no additional charge with all outgoing call minutes being treated the same). Moreover, subscribers on plans without unlimited interexchange calls are able to reach an IXC of choice by having money in their flex buckets.

(h) Access to directory assistance. Cricket subscribers are provided access to directory assistance by dialing either "411" or "Area Code + 555-1212".

(i) Toll limitation for qualifying low-income consumers. Once designated as an ETC, Cricket will participate in the Lifeline and Link Up programs for qualifying low-income customers. The Lifeline calling plans that Cricket intends to offer do not distinguish between local and toll calls. If for any reason Cricket changes that offer, it will meet the toll limitation requirement by providing toll blocking.

#### **DESIGNATION SOUGHT / SERVICE OFFERED UNDER R.103-690**

4. Cricket seeks ETC designation only for the purpose of participating in the low income support component of FUSF (i.e., the Lifeline and Linkup programs) in its FCC authorized service area and does **not** hereby seek designation for the purpose of receiving high cost support from the FUSF. As an ETC, Cricket will offer a universal service package to customers who are eligible for Lifeline and Link Up support and will use FUSF support funds only for that purpose. This service offering will be competitive with those of incumbent local exchange carriers ("LECs") serving the requested area and afford eligible South Carolinians in



the affected counties a choice in their Lifeline service. With respect to this service offering, Cricket hereby commits to provide service throughout the portions of Berkeley, Charleston, Colleton, Dorchester, Lancaster and York counties in the proposed designation area to all customers making a reasonable request for service and, as reflected in Exhibit "B" hereto, certifies that it will

- (a) provide service on a timely basis to a requesting customer within Berkeley, Charleston, Colleton, Dorchester, Lancaster and York counties where its network already passes the potential customer's premises;
- (b) provide service within a reasonable period of time if the potential customer is within Berkeley, Charleston, Colleton, Dorchester, Lancaster and York counties but outside Cricket's existing network coverage if service can be provided at a reasonable cost by
  - (i) modifying or replacing the requesting customer's equipment, (ii) deploying a roof-mounted antenna or other equipment, (iii) adjusting the nearest cell tower, (iv) adjusting network or customer facilities, (v) reselling services from another carrier's facilities to provide service or (vi) employing, leasing or constructing an additional cell site, cell extender, repeater, or other similar equipment.

#### **TWO YEAR PLAN**

5. Attached hereto and incorporated herein by reference as Exhibit "C" is Cricket's two year plan describing its plans for advertising and outreach programs for identifying, qualifying and enrolling eligible participants in the Lifeline and Link Up programs.

### **ABILITY TO REMAIN FUNCTIONAL IN EMERGENCIES**

6. Cricket has the ability to remain functional in emergency situations in that its system

(a) features battery back-up power capability at each mobile switching center and cell site consisting of dedicated generators fueled by gas or diesel and multiple mobile gas/diesel generators for cell sites in each market, all of which do not require an external power source to remain functional and can function until such time as traffic can be re-routed or external power restored,

(b) is capable of re-routing call traffic around damaged facilities through changing call routing and in certain areas, through deploying a cell on wheels ("COW"),

(c) can manage traffic spikes resulting from emergency situations by re-routing of calls the priority of which is determined based on traffic, cell site location, and time of day considerations, and

(d) is able to take advantage of mobile command centers established by its switch vendors in the event of a total switch outage.

### **CONSUMER PROTECTION AND SERVICE QUALITY COMMITMENT**

7. Cricket hereby commits to comply with the Cellular Telecommunications and Internet Association's Consumer Code for Wireless Service.

### **LOCAL USAGE PLAN**

8. Cricket's local usage plan is described in paragraph 3(b), *supra* and Exhibit "A" referenced therein.

### **EQUAL ACCESS OBLIGATION**

9. Cricket acknowledges that the FCC may require Cricket to provide equal access

to long distance carriers in the event that no other eligible telecommunications carrier is providing equal access within the area for which designation is sought. See Exhibit "D" hereto.

### **FACILITIES**

10. Cricket offers services that are supported by the FUSF low-income support mechanisms using its own facilities. See Exhibit "D".

### **ADVERTISEMENT OF SERVICES**

11. Cricket advertises the availability of, and applicable charges for, the services supported by the FUSF low-income support mechanism through media of general distribution. See Exhibit "D".

### **AREAS IN WHICH DESIGNATION IS SOUGHT**

12. Cricket requests ETC designation in those portions of its FCC authorized service areas consisting of Berkeley, Charleston, Colleton, and Dorchester, and Lancaster and York counties, which includes the non-rural telephone company wire centers and the rural telephone company wire centers listed on Exhibits "E-1" and "E-2" (Berkeley, Charleston, Colleton and Dorchester counties) and "F-1" and "F-2" (York and Lancaster counties) hereto. Maps depicting Cricket's proposed ETC designation areas are attached hereto as Exhibits "G-1" (Berkeley, Charleston, Colleton and Dorchester counties) and "G-2" (York and Lancaster counties).<sup>2</sup> Because Cricket seeks designation only in its FCC authorized service area in the named counties, it is necessarily requesting designation below the study area level of four rural telephone companies. Accordingly, Cricket recognizes that the Commission may engage in a cream-skimming analysis as contemplated under 26 S.C. Code Ann. Regs. 103-690.C(b) (2008).

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<sup>2</sup> Exhibit "G-2" also depicts portions of Cricket's FCC licensed area in the Charlotte-Rock Hill BEA which includes counties in South Carolina for which Cricket does not seek

Notwithstanding the provisions of this regulation, Cricket submits that a cream-skimming analysis is unnecessary given that the within application seeks ETC designation solely for the purposes of obtaining low income support from the FUSF. Since this type of support is designed to reduce the initial costs of obtaining service (Link Up) and the monthly cost of acquiring telecommunications service (Lifeline) to qualified low income customers, there is little (if any) likelihood that the designation will allow Cricket to cream-skim low cost areas to the exclusion of high cost areas. The FCC recently addressed this issue and declined to perform a cream-skimming analysis where the applicant sought ETC designation for Lifeline support only.<sup>3</sup> This is consistent with the underlying purpose of the “cream-skimming” analysis which is designed to alleviate concerns that if a competitive ETC were to seek to serve a disproportionate share of high-density wire centers in a rural ILEC’s service area it would receive more support than the ILEC’s average cost to serve the entire service area, thus obtaining a windfall while harming the incumbent provider.<sup>4</sup> In light of this rationale, the FCC has long-since declined to employ a creamskimming analysis where “unnecessary.”<sup>5</sup> Because Cricket seeks only pass-through support for low-income customers, the analysis is unnecessary here, as the FCC has properly recognized.<sup>6</sup> Cricket therefore requests that the Commission waive the requirement of a cream-

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designation as well as counties in North Carolina.

<sup>3</sup> See *In the Matter of Virgin Mobile USA, L.P. Petition for Forbearance from 47 U.S.C. § 214(e)(1)(A)*, CC Docket No. 96-45, Order 09-18, ¶ 39 n. 101 (March 5, 2009) (explaining that “we need not perform a creamskimming analysis because Virgin Mobile is seeking eligibility for Lifeline support only”) (hereinafter “*Virgin Mobile Order*”).

<sup>4</sup> *In the Matter of Federal-State Joint Board of Universal Service*, Report and Order, 20 FCC Rcd 6371, CC Docket No. 96-45, Order 05-46, ¶ 49 (March 17, 2005) (hereinafter “*ETC Requirements Order*”).

<sup>5</sup> *ETC Requirements Order*, at ¶ 52 (finding that cream-skimming is a concern in rural areas but that the analysis is “unnecessary” in non-rural service areas because of the different cost model).

<sup>6</sup> *Virgin Mobile Order*, at ¶ 39 n. 101; see also *id.* at ¶ 11 n. 40 (further recognizing the

skimming analysis.

### **THE PUBLIC INTEREST WILL BE SERVED BY GRANTING DESIGNATION**

13. Granting the designation sought by Cricket is in the public interest. A unique advantage of Cricket's current service offerings is that they all feature unlimited local calling plans, and most feature unlimited toll calling plans, which are designed to serve customers in a low-income demographic who have high volumes of usage. The availability of federal low-income support will only serve to make Cricket's reasonably priced alternative to traditional land line service even more affordable. Given that Cricket offers unlimited toll calling in most of its plans, opportunities will exist for customers to reduce toll charges while at the same time communicate more frequently. And, Cricket's calling plans offer many options, including an unlimited local calling plan for only \$30.00. All of these factors increase consumer choices. Furthermore, because the Lifeline and Link Up support Cricket seeks is distributed on a per customer basis and is directly related to the price that the eligible customer pays, all reimbursements will necessarily be used to provide Lifeline and Link Up services to consumers, thereby promoting these services and the availability of service to low income users – a result that is clearly in the public interest.<sup>7</sup>

### **PRAYER**

WHEREFORE, having fully set forth its application, Cricket respectfully requests:

A. That this Application be granted and that it be designated an ETC in the area requested for purposes of federal low-income support only, and

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lack of a rural versus non-rural distinction for a Lifeline-only applicant because low-income and high-cost support are fundamentally different).

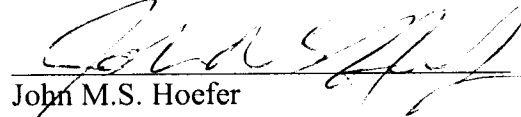
<sup>7</sup> In addition, Cricket would note that it pays all applicable federal, state, and local regulatory fees, including but not limited to universal service and E-911 fees, in a timely manner.



B. That it be granted such other and further relief as is just and proper.

Respectfully submitted,

**WILLOUGHBY & HOEFER, P.A.**



John M.S. Hoefer

Benjamin P. Mustian

Post Office Box 8416

Columbia, SC 29202-8416

803-252-3300

[jhoefer@willoughbyhoefer.com](mailto:jhoefer@willoughbyhoefer.com)

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Attorneys for Cricket Communications, Inc.

Columbia, South Carolina

This 24<sup>th</sup> day of February, 2010

## EXHIBIT "A"

Cricket Rate Plans								
	Amount		\$30	\$35	\$40	\$45	\$50	\$60
<b>Content</b>								
<b>Voice</b>								
Unlimited Local	TOL		X	X	X	X	X	X
Unlimited LD	LD5/LD2		\$5	X	X	X	X	X
Extended Calling (NECA)	NC0		X	X	X	X	X	X
Premium Extended Coverage	RU0/RU5		\$5	\$5	\$5	X	X	X
<b>Voice Features</b>								
CI	FID		X	X	\$0	\$0	\$0	\$0
VM, CI, CW, 3-Way	CB5/4FF		\$5	\$5	X	X	X	X
CF	CFW/CF0		\$5	\$5	\$5	\$5	X	X
Caller ID Blocking	CIB		\$0	\$0	\$0	\$0	\$0	\$0
<b>Messaging</b>								
Unlimited Text	TMS/TXT		\$5	X	X	X	X	X
Unlimited Picture	ZM3/ZMM		\$3	\$3	X	X	X	X
Unlim Mexico Text	MT3/UMT		\$3	\$3	X	X	X	X
Unlim Intl Text	MT5/FIT		\$5	\$5	\$5	\$5	X	X
<b>Premium Services</b>								
Brew	BRW		X	X	X	X	X	X
WAP	WAP/WP0		\$5	\$5	\$5	X	X	X
Unlimited DA	UD2/UDF		\$2	\$2	\$2	X	X	X
RBT	RBT		\$5	\$5	\$5	\$5	\$5	\$5
Handset Insurance	INX/INY		\$4.95	\$4.95	\$4.95	\$4.95	\$4.95	\$4.95
E-mail	FME/CME		\$5	\$5	\$5	\$5	X	X
Data Backup	CMB		\$2	\$2	\$2	\$2	X	X
Mobile Video	MVB		\$5	\$5	\$5	\$5	\$5	\$5
<b>Premium Voice Services</b>								
Roaming Plan Minutes (30)	RT4		NA	NA	NA	NA	X	NA
Roaming Plan Minutes (200)	RT2		NA	NA	NA	NA	NA	X

**EXHIBIT "B"**

BEFORE THE  
PUBLIC SERVICE COMMISSION  
OF SOUTH CAROLINA

DOCKET NO. \_\_\_\_\_

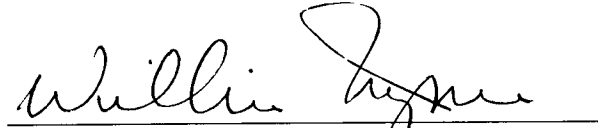
Re: Application of Cricket Communications, )  
Inc. for Designation as an Eligible )  
Telecommunications Carrier )  
pursuant to Section 214(e)(2) ) CERTIFICATE  
of the Communications Act )  
\_\_\_\_\_ )

THE UNDERSIGNED, William Ingram, the Senior Vice President of Strategy for Cricket Communications, Inc. ("Cricket"), the applicant in the above-captioned matter, certifies in connection therewith, pursuant to 26 S.C. Code Ann. R. 103-690.C(a)(1)(A), as follows:

1. Cricket will provide service on a timely basis to requesting customers within Cricket's service area where the Cricket network already passes the potential customer's premises.
2. Cricket will provide service within a reasonable period of time, if the potential customer is within Cricket's licensed service area but outside of its existing network coverage, if service can be provided at a reasonable cost by
  - (a) modifying or replacing the customer's equipment;
  - (b) deploying a roof-mounted antenna or other equipment;
  - (c) adjusting the nearest cell tower;
  - (d) adjusting network



- (e) reselling services from another carrier's facilities to provide service, or
- (f) employing, leasing or constructing an additional cell site, cell extender repeater or other similar equipment.



---

William Ingram  
Senior Vice President of Strategy

This 30 day of December, 2009

San Diego, CA

## **EXHIBIT “C”**

Cricket Communications (“Cricket”) will advertise the availability of the supported services outlined in its application and the corresponding rates and charges in a manner designed to inform the general public within its designated low-income only ETC service areas. Cricket’s advertising and outreach plan includes continuing its listing with the South Carolina Office of Regulatory Staff and modifying its listing with USAC (copies of which are attached). In addition, Cricket will expand its market web-sites. Currently, Cricket is only listing Lifeline service information on its market web-site corresponding with the three counties in South Carolina where Cricket is currently offering Lifeline (i.e., Beaufort, Jasper and Hampton counties) but will expand web-site information to include the market sites corresponding to this application for ETC low-income designation.

Cricket will work with government agencies that administer the qualifying assistance programs and with social service agencies to ensure that they are aware Cricket is a Lifeline provider. Cricket will provide these agencies with collateral materials outlining the Lifeline program and how to obtain Lifeline discounts. Cricket plans to expand their community outreach program in the counties where ETC designation is being sought. Community events in the areas where potential Lifeline subscribers live will be planned. Direct mailing to the zip codes in the covered areas will also provide information on the availability of the Lifeline program. Lifeline materials will be available for non-English speaking consumers.

Advertising will occur through some combination of media channels, radio, newspaper, magazine and other print advertisements, outdoor advertising, direct marketing, and the Internet. Cricket stores

and dealers will be furnished with promotional material visible to customers in the stores including posters and counter cards.

***EXHIBIT "D"***

STATE OF CALIFORNIA )  
 )  
COUNTY OF SAN DIEGO ) AFFIDAVIT  
 )  
\_\_\_\_\_ )

PERSONALLY APPEARED BEFORE ME, the undersigned authority, came William  
Ingram, who deposes and says as follows:

1. I am the Senior Vice President of Strategy for Cricket Communications, Inc. (“Cricket”), and am authorized to give the within affidavit, as required by S.C. Code Ann. Regs. R.103-690.C.(a)(1)(C)(5-7) (2008), in support of Cricket’s Application to the Public Service Commission of South Carolina for Designation as an Eligible Telecommunications Carrier (“ETC”) in the counties of the State of South Carolina listed on Appendix 1 hereto, for purposes of receiving low-income support only from the Federal Universal Service Fund (“FUSF”).


2. Cricket acknowledges that it may be required by the Federal Communications Commission (“FCC”) to provide equal access to long distance carriers in the event that no other ETC is providing equal access within Cricket’s service area.

2. Cricket will offer the services that are supported by the FUSF low-income support mechanisms, namely Lifeline and Link Up services, by using its own facilities

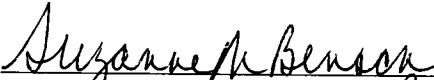
4. Cricket will advertise in a media of general distribution the availability of Lifeline and Link Up services and the applicable charges.

5. I have read the Application submitted to the Commission by Cricket and

that the statements of fact contained therein are true of my own knowledge except any such statements as may be made upon information and belief, if any, and as to those I believe them to be true.

  
\_\_\_\_\_  
William Ingram  
Senior Vice President of Strategy

SWORN TO AND SUBSCRIBED BEFORE ME  
This 30<sup>th</sup> day of December, 2009

  
\_\_\_\_\_  
Notary Public for the State of California  
My Commission Expires: 7/26/2012  
[seal]

















WC_Code	NPA	XX	Start Range	End Range	State	WC_Code_2	Switch	Service Type	LATA	OCN	CompanyName	OCN Category	Locality	Exchange	RateCenter	COUNTY
HCGVSCMA	803	#	0000	9999	SC	HCGVSCMA	RS1	EOC	422	9417	BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL	RBOC	HICKORYGRV	HICKORY GROVE	HICKORYGRV	YORK
CLVRSCES	803	#	0000	9999	SC	CLVRSCES	RS1	EOC	422	9417	BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL	RBOC	CLOVER	CLOVER	CLOVER	YORK
SHRNSCMA	803	#	0000	9999	SC	SHRNSCMA	RS1	EOC	422	9417	BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL	RBOC	SHARON	SHARON	SHARON	YORK
YORKSCMA	803	#	0000	7999	SC	YORKSCMA	68F	EOC	422	9417	BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL	RBOC	YORK	YORK	YORK	YORK
YORKSCMA	803	#	9000	9999	SC	YORKSCMA	68F	EOC	422	9417	BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL	RBOC	YORK	YORK	YORK	YORK
YORKSCMA	803	#	0000	9999	SC	YORKSCMA	68F	EOC	422	9417	BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL	RBOC	YORK	YORK	YORK	YORK
LKWLS CRS	803	#	0000	9999	SC	LKWLS CRS	RS1	EOC	422	9417	BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL	RBOC	LAKE WYLIE	LAKE WYLIE, SC	LAKE WYLIE	YORK
LKWLS CRS	803	#	0000	9999	SC	LKWLS CRS	RS1	EOC	422	9417	BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL	RBOC	LAKE WYLIE	LAKE WYLIE, SC	LAKE WYLIE	YORK
LKWLS CRS	803	#	0000	9999	SC	LKWLS CRS	RS1	EOC	422	9417	BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL	RBOC	LK WYLIE W	LAKE WYLIE WEST	LK WYLIE W	YORK

Controlling Entity	State	WC_Code	CompanyName	OCN Category	Locality	Exchange	Rate Center
HOME TELEPHONE CO., INC. SC	SC	CRSSSCXA	HOME TELEPHONE CO., INC. SC	ILEC	CROSS	CROSS	CROSS
HOME TELEPHONE CO., INC. SC	SC	HUGRSCXA	HOME TELEPHONE CO., INC. SC	ILEC	HUGER	HUGER	HUGER
HOME TELEPHONE CO., INC. SC	SC	MNCRSCXB	HOME TELEPHONE CO., INC. SC	ILEC	MONCKS COR	MONCKS CORNER	MONCKS COR
HOME TELEPHONE CO., INC. SC	SC	MNCRSCXB	HOME TELEPHONE CO., INC. SC	ILEC	MONCKS COR	MONCKS CORNER	MONCKS COR
HOME TELEPHONE CO., INC. SC	SC	MNCRSCXB	HOME TELEPHONE CO., INC. SC	ILEC	MONCKS COR	MONCKS CORNER	MONCKS COR
HOME TELEPHONE CO., INC. SC	SC	MNCRSCXB	HOME TELEPHONE CO., INC. SC	ILEC	MONCKS COR	MONCKS CORNER	MONCKS COR
MCCLELLANVILLE TELEPHONE CO., INC.	SC	AWDWSCXA	MCCLELLANVILLE TELEPHONE CO., INC.	ILEC	AWENDAW	AWENDAW	AWENDAW
PALMETTO RURAL TELEPHONE COOPERATIVE, INC.	SC	HNVLSXA	PALMETTO RURAL TELEPHONE COOPERATIVE, INC.	ILEC	HENDERSNVL	HENDERSNVL	HENDERSNVL
PALMETTO RURAL TELEPHONE COOPERATIVE, INC.	SC	WLBOSCO2	PALMETTO RURAL TELEPHONE COOPERATIVE, INC.	ILEC	SWALTERBOR	SOUTH WALTERBORO	SWALTERBOR
PALMETTO RURAL TELEPHONE COOPERATIVE, INC.	SC	WLBOSCO2	PALMETTO RURAL TELEPHONE COOPERATIVE, INC.	ILEC	SWALTERBOR	SOUTH WALTERBORO	SWALTERBOR
ST STEPHEN TELEPHONE CO.	SC	BONNSCXA	ST STEPHEN TELEPHONE CO.	ILEC	BONNEAU	BONNEAU	BONNEAU
ST STEPHEN TELEPHONE CO.	SC	PIVLSXA	ST STEPHEN TELEPHONE CO.	ILEC	PINEVILLE	PINEVILLE	PINEVILLE

WC_Code	NPA_NXX	Start Range	End Range	ST AT	WC_Code_2	Service	Switc	Type	LAT	OCN	Company Name	OCN	Category	Locality	Exchange	Rate Center	Area	Group	Company	COUNTY
FTLWSCXA	803	872 0000	9999	SC	FTLWSCXA	872	EOC	422	531	LANCASTER TELEPHONE CO.	ILEC	FTLAWN	FORT LAWN	HEATH SPG	LANCASTER	Rural	LANCASTER			LANCASTER
LNCSXCXA	803	273 0000	9999	SC	LNCSXCXA	285	EOC	422	531	LANCASTER TELEPHONE CO.	ILEC	HEATH SPG	HEATH SPG	HEATH SPG	LANCASTER	Rural	LANCASTER			LANCASTER
LNCSXCXA	803	283 0000	9999	SC	LNCSXCXA	285	EOC	422	531	LANCASTER TELEPHONE CO.	ILEC	LANCASTER	LANCASTER	LANCASTER	LANCASTER	Rural	LANCASTER	Comporium		LANCASTER
LNCSXCXA	803	285 0000	9999	SC	LNCSXCXA	285	EOC	422	531	LANCASTER TELEPHONE CO.	ILEC	LANCASTER	LANCASTER	LANCASTER	LANCASTER	Rural	LANCASTER	Comporium		LANCASTER
LNCSXCXA	803	286 0000	9999	SC	LNCSXCXA	285	EOC	422	531	LANCASTER TELEPHONE CO.	ILEC	LANCASTER	LANCASTER	LANCASTER	LANCASTER	Rural	LANCASTER	Comporium		LANCASTER
LNCSXCXA	803	289 0000	7999	SC	LNCSXCXA	285	EOC	422	531	LANCASTER TELEPHONE CO.	ILEC	LANCASTER	LANCASTER	LANCASTER	LANCASTER	Rural	LANCASTER	Comporium		LANCASTER
LNCSXCXA	803	313 0000	9999	SC	LNCSXCXA	285	EOC	422	531	LANCASTER TELEPHONE CO.	ILEC	LANCASTER	LANCASTER	LANCASTER	LANCASTER	Rural	LANCASTER	Comporium		LANCASTER
LNCSXCXA	803	416 1000	1999	SC	LNCSXCXA	285	EOC	422	531	LANCASTER TELEPHONE CO.	ILEC	LANCASTER	LANCASTER	LANCASTER	LANCASTER	Rural	LANCASTER	Comporium		LANCASTER
LNCSXCXA	803	416 3000	5999	SC	LNCSXCXA	285	EOC	422	531	LANCASTER TELEPHONE CO.	ILEC	LANCASTER	LANCASTER	LANCASTER	LANCASTER	Rural	LANCASTER	Comporium		LANCASTER
LNCSXCXA	803	416 8000	9999	SC	LNCSXCXA	285	EOC	422	531	LANCASTER TELEPHONE CO.	ILEC	LANCASTER	LANCASTER	LANCASTER	LANCASTER	Rural	LANCASTER	Comporium		LANCASTER
LCKHSCXA	864	545 0000	9999	SC	LCKHSCXA	R50	EOC	430	532	LOCKHART TELEPHONE CO., INC.	ILEC	LOCKHART	LOCKHART	LOCKHART	LOCKHART	Rural				
RCHLSCXB	803	323 0000	6999	SC	RCHLSCXB	325	EOC	422	542	ROCK HILL TELEPHONE CO.	ILEC	ROCK HILL	ROCK HILL	ROCK HILL	ROCK HILL	Rural	ROCK HILL	Comporium		YORK
RCHLSCXB	803	324 0000	9999	SC	RCHLSCXB	325	EOC	422	542	ROCK HILL TELEPHONE CO.	ILEC	ROCK HILL	ROCK HILL	ROCK HILL	ROCK HILL	Rural	ROCK HILL	Comporium		YORK
RCHLSCXB	803	325 0000	3999	SC	RCHLSCXB	325	EOC	422	542	ROCK HILL TELEPHONE CO.	ILEC	ROCK HILL	ROCK HILL	ROCK HILL	ROCK HILL	Rural	ROCK HILL	Comporium		YORK
RCHLSCXB	803	325 6000	9999	SC	RCHLSCXB	325	EOC	422	542	ROCK HILL TELEPHONE CO.	ILEC	ROCK HILL	ROCK HILL	ROCK HILL	ROCK HILL	Rural	ROCK HILL	Comporium		YORK
RCHLSCXB	803	326 0000	9999	SC	RCHLSCXB	325	EOC	422	542	ROCK HILL TELEPHONE CO.	ILEC	ROCK HILL	ROCK HILL	ROCK HILL	ROCK HILL	Rural	ROCK HILL	Comporium		YORK
RCHLSCXB	803	327 0000	9999	SC	RCHLSCXB	325	EOC	422	542	ROCK HILL TELEPHONE CO.	ILEC	ROCK HILL	ROCK HILL	ROCK HILL	ROCK HILL	Rural	ROCK HILL	Comporium		YORK
RCHLSCXB	803	328 0000	9999	SC	RCHLSCXB	325	EOC	422	542	ROCK HILL TELEPHONE CO.	ILEC	ROCK HILL	ROCK HILL	ROCK HILL	ROCK HILL	Rural	ROCK HILL	Comporium		YORK
RCHLSCXB	803	329 0000	9999	SC	RCHLSCXB	325	EOC	422	542	ROCK HILL TELEPHONE CO.	ILEC	ROCK HILL	ROCK HILL	ROCK HILL	ROCK HILL	Rural	ROCK HILL	Comporium		YORK
RCHLSCXB	803	366 0000	9999	SC	RCHLSCXB	325	EOC	422	542	ROCK HILL TELEPHONE CO.	ILEC	ROCK HILL	ROCK HILL	ROCK HILL	ROCK HILL	Rural	ROCK HILL	Comporium		YORK

RCHLSCXB	803	367 0000	0999	SC	RCHLSCXB	32S	EOC	422	542	ROCK HILL TELEPHONE CO.	ILEC	ROCK HILL	ROCK HILL	ROCK HILL	Rural	Comporium	YORK
RCHLSCXB	803	367 4000	5999	SC	RCHLSCXB	32S	EOC	422	542	ROCK HILL TELEPHONE CO.	ILEC	ROCK HILL	ROCK HILL	ROCK HILL	Rural	Comporium	YORK
RCHLSCXB	803	367 9000	9999	SC	RCHLSCXB	32S	EOC	422	542	ROCK HILL TELEPHONE CO.	ILEC	ROCK HILL	ROCK HILL	ROCK HILL	Rural	Comporium	YORK
RCHLSCXB	803	372 0000	0999	SC	RCHLSCXB	32S	EOC	422	542	ROCK HILL TELEPHONE CO.	ILEC	ROCK HILL	ROCK HILL	ROCK HILL	Rural	Comporium	YORK
RCHLSCXB	803	372 5000	6999	SC	RCHLSCXB	32S	EOC	422	542	ROCK HILL TELEPHONE CO.	ILEC	ROCK HILL	ROCK HILL	ROCK HILL	Rural	Comporium	YORK
RCHLSCXB	803	817 0000	1999	SC	RCHLSCXB	32S	EOC	422	542	ROCK HILL TELEPHONE CO.	ILEC	ROCK HILL	ROCK HILL	ROCK HILL	Rural	Comporium	YORK
RCHLSCXB	803	817 3000	9999	SC	RCHLSCXB	32S	EOC	422	542	ROCK HILL TELEPHONE CO.	ILEC	ROCK HILL	ROCK HILL	ROCK HILL	Rural	Comporium	YORK
RCHLSCXB	803	909 0000	9999	SC	RCHLSCXB	32S	EOC	422	542	ROCK HILL TELEPHONE CO.	ILEC	ROCK HILL	ROCK HILL	ROCK HILL	Rural	Comporium	YORK
RCHLSCXB	803	980 0000	9999	SC	RCHLSCXB	32S	EOC	422	542	ROCK HILL TELEPHONE CO.	ILEC	ROCK HILL	ROCK HILL	ROCK HILL	Rural	Comporium	YORK
RCHLSCXB	803	981 0000	1999	SC	RCHLSCXB	32S	EOC	422	542	ROCK HILL TELEPHONE CO.	ILEC	ROCK HILL	ROCK HILL	ROCK HILL	Rural	Comporium	YORK
RCHLSCXB	803	981 5000	9999	SC	RCHLSCXB	32S	EOC	422	542	ROCK HILL TELEPHONE CO.	ILEC	ROCK HILL	ROCK HILL	ROCK HILL	Rural	Comporium	YORK
RCHLSCXB	803	985 0000	9999	SC	RCHLSCXB	32S	EOC	422	542	ROCK HILL TELEPHONE CO.	ILEC	ROCK HILL	ROCK HILL	ROCK HILL	Rural	Comporium	YORK
FTMLSCXB	803	547 0000	9999	SC	FTMLSCXB	54S	EOC	422	521	FORT MILL TELEPHONE CO.	ILEC	FORT MILL	FORT MILL	FORT MILL	Rural	Comporium	YORK
FTMLSCXB	803	548 0000	9999	SC	FTMLSCXB	54S	EOC	422	521	FORT MILL TELEPHONE CO.	ILEC	FORT MILL	FORT MILL	FORT MILL	Rural	Comporium	YORK
FTMLSCXB	803	578 1000	6999	SC	FTMLSCXB	54S	EOC	422	521	FORT MILL TELEPHONE CO.	ILEC	FORT MILL	FORT MILL	FORT MILL	Rural	Comporium	YORK
FTMLSCXB	803	578 8000	9999	SC	FTMLSCXB	54S	EOC	422	521	FORT MILL TELEPHONE CO.	ILEC	FORT MILL	FORT MILL	FORT MILL	Rural	Comporium	YORK
FTMLSCXB	803	802 0000	9999	SC	FTMLSCXB	54S	EOC	422	521	FORT MILL TELEPHONE CO.	ILEC	FORT MILL	FORT MILL	FORT MILL	Rural	Comporium	YORK
FTMLSCXB	803	835 0000	9999	SC	FTMLSCXB	54S	EOC	422	521	FORT MILL TELEPHONE CO.	ILEC	FORT MILL	FORT MILL	FORT MILL	Rural	Comporium	YORK
FTMLSCXB	803	396 0000	9999	SC	FTMLSCXB	54S	EOC	422	521	FORT MILL TELEPHONE CO.	ILEC	FORT MILL	FORT MILL	FORT MILL	Rural	Comporium	YORK
KRSHSCXB	803	475 0000	9999	SC	KRSHSCXB	47E	EOC	422	517	INC. WINDSTREAM SOUTH CAROLINA,	ILEC	KERSHAW	KERSHAW	KERSHAW	Rural		LANCASTER

# Universal Licensing System

FCC > WTB > ULS > Online Systems > ULS-GIS

FCC Site Map

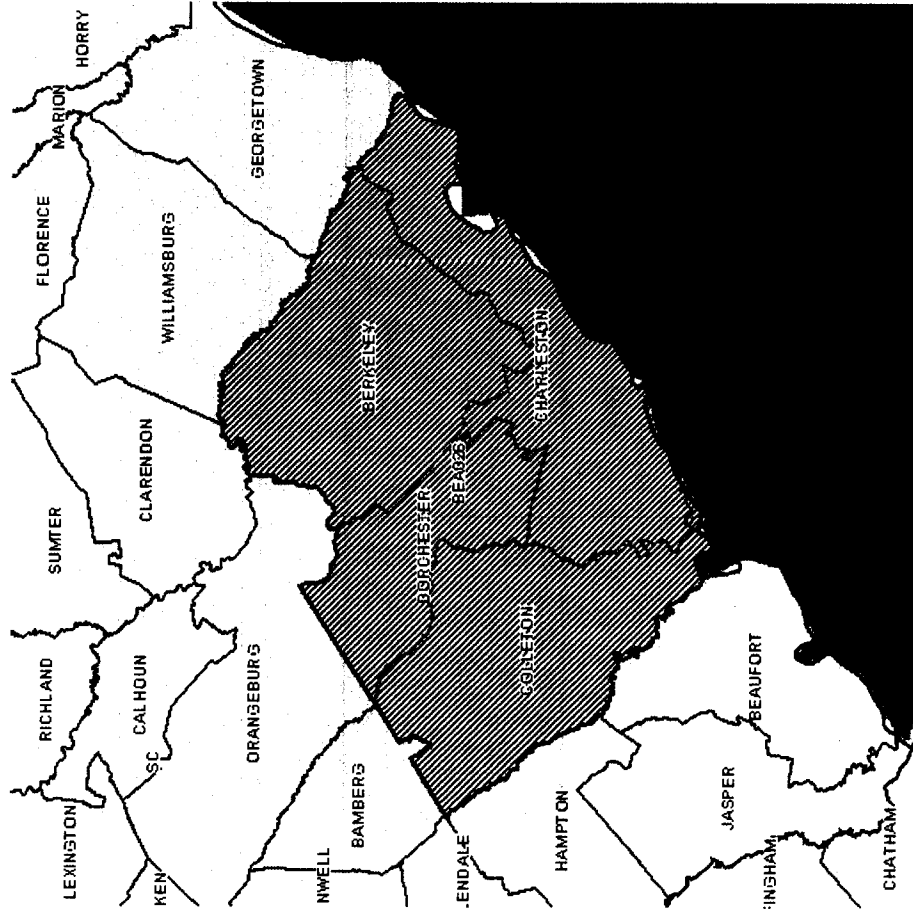
Result Set Mapping

## ULS-GIS

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Exhibit G-1  
Page 1 of 1



0 — 50,000  
m

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### Map Options

Streets	<input type="checkbox"/>	<input type="checkbox"/>
Counties	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
BTA	<input type="checkbox"/>	<input type="checkbox"/>
MTA	<input type="checkbox"/>	<input type="checkbox"/>
CMA	<input type="checkbox"/>	<input type="checkbox"/>
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VPC	<input type="checkbox"/>	<input type="checkbox"/>
RPC	<input type="checkbox"/>	<input type="checkbox"/>
USA	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
World1	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>

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### Map Navigational Tools

Select the tool you wish to use, and click on the map.

- ☐ Zoom In
- ☐ Zoom Out
- ☐ Drill Down
- ☒ ReCenter

Map Width (meters):

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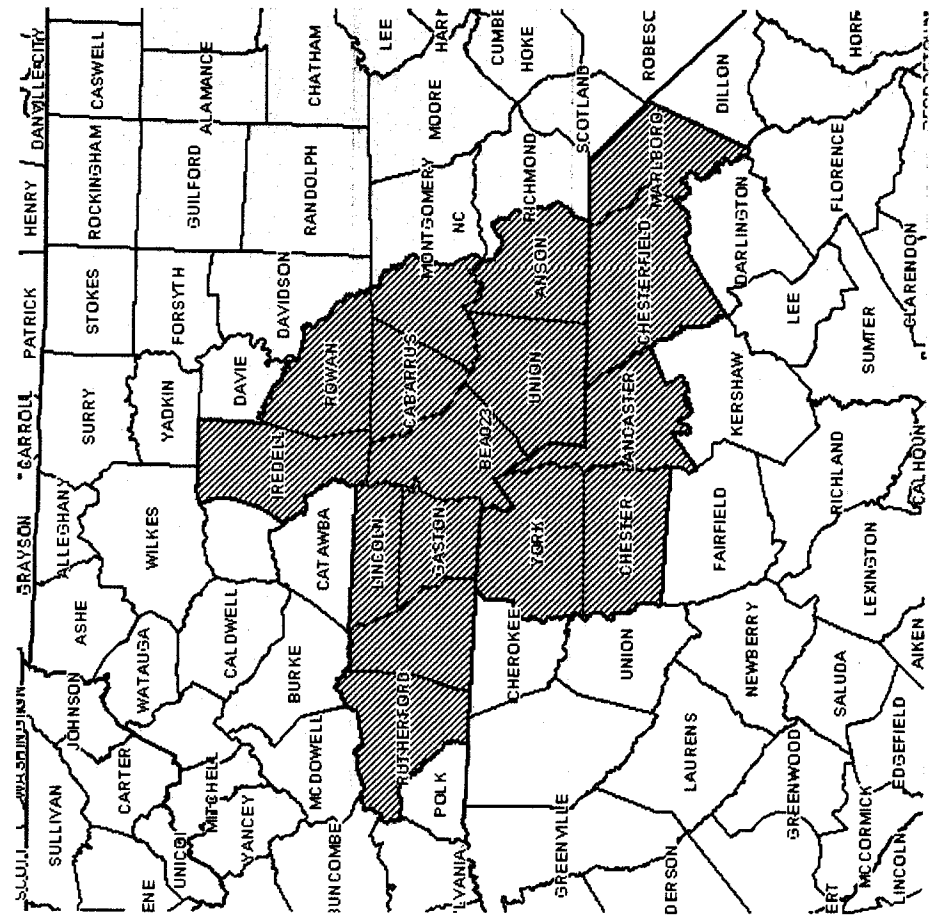
FCC Site Map

AWS, 1710-1755/2110-2155 MHz bands License - WQGD749 - Cricket Licensee (Reaution), LLC

ULS-GIS

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HELP



Map Options	
Streets	<input type="checkbox"/>
Counties	<input checked="" type="checkbox"/>
BTA	<input type="checkbox"/>
MTA	<input type="checkbox"/>
CMA	<input type="checkbox"/>
BEA	<input checked="" type="checkbox"/>
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EAG	<input type="checkbox"/>
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VPC	<input type="checkbox"/>
RPC	<input type="checkbox"/>
USA	<input checked="" type="checkbox"/>
World1	<input type="checkbox"/>

Apply Cancel

Map Navigational Tools

Select the tool you wish to use, and click on the map.

- ☐ Zoom In
- ☐ Zoom Out
- ☐ Drill Down
- ☒ ReCenter

Map Width (meters):

3215+ Apply

Reduce Map

0 50,000 m

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